

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

SHILOH WHITE HAWK,

Plaintiff,

vs.

COMMISSIONER OF SOCIAL SECURITY,

Defendant.

Civil No. C20-1395-MLP

ORDER

Based on the stipulation between the parties it is hereby ORDERED that the above-captioned case be reversed and remanded for further administrative proceedings including a *de novo* hearing pursuant to sentence four of 42 U.S.C. § 405(g). The administrative law judge (ALJ) will issue a new decision. Upon remand, the Appeals Council will instruct the ALJ to take any steps necessary to fully develop the record, and to do the following items:

- offer Plaintiff the opportunity for a hearing, to submit additional evidence, and make new arguments;
- obtain medical expert testimony to assist in reconsidering Listing level severity when alcoholism is present and during a period of sobriety;

- reevaluate the medical opinion evidence of record, especially the opinions of Drs. Lowengart and Hamilton ;
- further evaluate Plaintiff's maximum physical and mental residual functional capacity;
- as needed, seek supplemental vocational expert evidence on whether Plaintiff can perform any work with his assessed limitations; and
- reassess whether Plaintiff could perform past relevant work or other jobs at step five.

The parties agree that reasonable attorney fees will be awarded under the Equal Access to Justice Act, 28 U.S.C. § 2412, upon proper request to the Court.

DATED this 23rd day of April, 2021.



MICHELLE L. PETERSON
United States Magistrate Judge

Presented by:

s/ L. Jamala Edwards
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